

**FILED**

NOV 16 2020

IN THE UNITED STATES DISTRICT COURT FOR  
THE WESTERN DISTRICT OF OKLAHOMA

CARMELITA REEDER SHINN, CLERK  
U.S. DIST. COURT, WESTERN DIST. OKLA.  
BY                      DEPUTY

Robert Joe Strange *Pro.Se.*  
Plaintiff,

)  
) **CIV-20 1155 J**  
)

vs.

) Case No. \_\_\_\_\_

1) Kiowa Tribe of Oklahoma

) To be supplied by Clerk

2) U.S. Treasury Dept.

) Deliberate Indifference

3) Cares Act March 2020

) Jury Trial Demanded

4) Neely Tsoodle tribal  
Information Officer

) Admissions: Tribal Offices

) {PG5} Executive Branch

5) Kiowa Tribal Chairperson

) www.KiowaTribe.org

6) Sheryl Padmey over covid 19

)

Defendants, ET.AL. )

**"DENIAL OF CARES ACT TO INCARCERATED INDIANS"**

**(1) JURISDICTION & VENUE**

(1) This is a civil Action Authorized by 42 U.S.C. Sec.1983 to Redress the  
Deprivation, under Color of State & Federal Laws of Rights Secured by the  
Constitution of the United States & Kiowa Tribe.

The Court has Jurisdiction under 28 U.S.C. Section 1331 & 1334 (2x3). Mr.  
Strange, is a Kiowa Tribal Member, Roll No. KO5651. who seeks declaratory  
Relief Pursuant to 28 U.S.C. Sec. 2201 & 2202. Mr. Strange Claims for  
Injunction Relief Are Authorized by 28 U.S.C. Section 2283 & 2284 and Rule  
69 of the Federal Rules of Civil Procedure.

(2) The Western District is, and was at all times Relevant as mentioned herein, a ward of the State of Oklahoma. In the custody of the Department of Corrections. Mr. Strange, ODOC# 580251 is currently Confined at James Crabtree Correctional Center, 216 North Murray Street, Helena, Oklahoma 73741-1017 (580) 852-3221

**(2)PLAINTIFF**

(3) Mr. Strange, is and was at all times Relevant to Motioned items Herein, an Inmate of the State of Oklahoma, In the Custody an Inmate of the Oklahoma Department of Corrections. Mr. Strange, is currently confined in James Crabtree Correctional Center, 216 North Murray Street, Helena, Oklahoma 73741-1017 (580) 852-3221 Fax(580)852-3104 Deprived of the Cares Act March 2020 Economic Impact Payment to Incarcerated Indians.

**(3)DEFENDANTS**

(4) Defendant(s) The Kiowa Tribe of Oklahoma who is in Control of cares act Economic Impact Payments To Incarcerated Indians. As of March 2020, as of October 14<sup>th</sup>, 2020 See *Scholl v. Mnuchin*, No. 4:20-CV-5309-PJH (N.D. Cal) docket 20-16915 (9<sup>th</sup> Cir.)2020 ordered IRS to Stop Denying Payments to Incarcerated Indians. As of October 24-2020 to Reconsider Making advance Refund Payments to Indians. On October 15, 2020 the court further ordered

the IRS to take further actions, including Extending the Deadline to Register for An Advance Payment on Paper as Nov. 4<sup>th</sup> 2020. THE TRIBE IS INTRUSTED WITH MY AFFAIRS of Monetary Payouts From The U.S. TREASURY (IRS CARES ACT 2020 MARCH). Kiowa's Applied For IRS CARES MONEY: TRIBE Did Not Follow Guidelines Set Forth by & Per U.S. Treasury Dept. & Cares Act. See: *Oct. 14<sup>th</sup> 2020 Federal Court Ruled Scholl v. Mnuchin No.4:20-CV-5309-PJH (N.D. Cal.) No.20-16915 (9<sup>th</sup> Cir) THE EXECUTIVE BRANCH.*

- (5) THE TREASURY DEPT. OF U.S. ARE THE U.S. GOVERNMENT entity who Provides MONEY TO NAM-ERA-VETERANS guidelines serving Kiowa Tribal Members. Failure to enforce the guidelines set for by U.S. TREASURY Department. Kansas City, Mo. & Washington D.C. KNOW THAT AN INCARCERATED INMATE HAS NO USE FOR food vouchers GIFT CARDS, UTILITY BILLS, HOUSE PAYMAENTS NOR SCHOOL SUPPLIES, tablets, or internet services. CASH ON TRUST FUND ONLY: Since March 2020 & Oct-14-2020 a Federal Court has ruled IRS case Scholl v. Mnuchin No. 4:20-CV-5309PJH (N.D.C.A.) *Appeal Docketed No. 20-16915 (9<sup>th</sup> Cir)*. On October-15-2020 the court further ordered the IRS to take other Actions such as extend deadline to Register For Advance Payments to November 4<sup>th</sup> 2020. Notice 1444-D CARES ACT.

- (6) Defendant #3 Cares Act COVID-19 Response Needs Assessment has failed to Assist Incarcerated Kiowa Indians, who have no need for food vouchers, Gift cards, Utility Assistance or Rent, house payments, school supplies, and

internet. At all times Relevant to this complaint held as given at money 9.5 million dollars emergency Federal Government U.S. Treasury Money.

(7) Defendant #4 Tribe's Information Officer McNeely Tsoodle: FAILED TO INCLUDE INCARCERATED Indians As ELIGIBLE for Assistance. Federal order October 15-2020 orders Assistance to Include INCARCERATED Indians, See *Scholl v. Mnuchin, No. 4:20-CV-5309-PJH (N.D. Cal.) Appeal Docketed No. 20-16915 (9<sup>th</sup> Cir.)* She is legally Responsible for the OPERATIONS "EXECUTIVE BRANCH"

(8) Defendant #5 ELECTED TRIBAL CHAIRPERSON Komalty is Responsible For ALL TRIBAL MONIES! To be given by Sherly Palmer. Treasurer for Tribal Funds. All are sued Individually and in their Official Capacities under the color of federal and State laws. Of the U.S. Constitution and Oklahoma And Kiowa Tribe of Oklahoma Constitution.

(9) Defendant #6 Sheryl Palmer, Treasurer For Kiowa Tribe In Charge of Monies Such as U.S. Treasury Cares Act Money. She is at all Times Relevant: Is legally Responsible by guidelines: set by U.S. Treasury and Cares Act. FEDERAL COURT ORDER On October 15, 2020 *Scholl v. Mnuchin, No. 4:20-CV-5309-PJH (N.D. Cal) Appeal docketed No. 20-16915 (9<sup>th</sup> Cir. 1200.* Per Indians. REGISTERED TRIBAL Members Individually:

#### **(4)LEGAL CLAIMS**

(10) Mr. Strange Realleges And Incorporates by Reference Paragraphs 1-10.

- (11) The U.S. Treasury And Cares Act Allowed the Kiowa Tribe To Not Follow Their Guidelines: Violated Mr. Strange Completed Application Not Once But A Second and possible Third Time. Rules Set in Place By U.S. Treasury Dept. See Notice 1444-d

**(5)PRAYER FOR RELIEF**

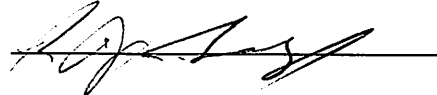
Wherefore, Mr. Strange Respectfully Prays this Honorable Court Enter Judgment Granting Mr. Strange:

- (12) A declaration: that the Acts And Omissions described Herein, Violated Mr. Strange's Rights Under The Constitution of the United States and Oklahoma and Kiowa as well.
- (13) A Preliminary and Permanent Instruction on Denying ALL defendants Komalty, Palmer, Tsoodle, And ET.AL. Kiowa Tribal Members Involved In Cares Act Handling the Payout: of COVID-19 Cares Act 2020 "EXECUTIVE BRANCH" and Board Members Included.
- (14) Compensatory Damages In the Amount of <sup>\$</sup>150,000 Against Each Defendant Jointly And severally.
- (15) Punitive Damages In the Amount Against Each Defendant to what this Court Finds Proper and Just.
- (16) A Jury <sup>Trial</sup> ~~Tribe~~ on ALL Issues Triable By Jury.
- (17) Mr. Strange's costs In This Suit Are Paid by Kiowa Tribe of Oklahoma.
- (18) Any Additional Relief this Court deems Just And Proper.

(19) "Audit ALL Donated U.S. Treasury/Cares Act.

Dated 10-30-2020

Respectfully submitted,



Robert Joe Strange DOC#580251

JCCC4E 216 N. Murray Street

Helena, Ok 73741-9606

(580)852-3221

Fax (580)852-3104

**VERIFICATION**

I have read the foregoing complaint and hereby verify that the matters alleged herein are true, except as to matters alleged on information and belief, and as to those, I, believe them to be true. I, certify under penalty of perjury that the foregoing is true and correct.

Executed at James Crabtree Correctional Center, Helena, Ok 73741-9606



Robert Joe Strange DOC#580251

JCCC4E 216 N. Murray Street

Helena, Ok 73741-9606